

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

ACMA USA, INC.

Plaintiff/Counter-Defendant,

Case No. 3:08CV0071

v

HON. HENRY E. HUDSON

SUREFIL, LLC,

Defendant/Counter-Plaintiff.

DEFENDANT'S EXHIBIT LIST

Pursuant to Schedule A of the Court's Pretrial Scheduling Order, Defendant/Counterclaim Plaintiff, Surefil, LLC ("Surefil"), by counsel, identifies the following exhibits it may offer at trial:

- A. 8/28/06 ACMA Quotation No. MVIN2K5N189 Rev. 6 – for Monoblock Mod. M05 28/12-150 with Electronic Capper (marked as Rule 26-004203 - 004217)
- B. 9/29/06 ACMA Quotation No. MVIN2K5N189 Rev. 7.1.1 – for Monoblock Mod. M05 28/12-150 with Electronic Capper (marked as Rule 26-004265 - 004276)
- C. 9/29/06 Surefil Purchase Order #100254 (marked as ACMA page 1194 of 1407)
- D. 10/6/06 ACMA Order Confirmation N. 326 Rev. 0 – for Monoblock Mod. M05 28/12-150 with Electronic Capper (marked as Rule 26-004154 - 004167)
- E. 11/13/06 Email from Alessandra Ferrari to John Bowerman re: Surefil order confirmation (marked as ACMA page 387 of 5092)
- F. 12/7/06 Letter from John Bowerman to Martin Chism enclosing final proposal (marked as ACMA page 22 of 1407)

- G. 1/1/07 Manufacturing Agreement between Surefil, LLC, and Conopco, Inc., d/b/a Unilever (marked as Rule 26-004966 - 004982) (Confidential)
- H. 1/10/07 Email from John Bowerman to Alessandra Ferrari and Guiseppe Marcanti re: Surefil, LLC (from ACMA's "pst" production on August 13, 2008)
- I. 1/31/07 Email from John Bowerman to Guiseppe Marcanti and Neil Adams re: Surefil, LLC (marked as ACMA page 431 of 1407)
- J. 2/7/07 Email from Alessandra Ferrari to Doug Anderson re: Corniana line bottle filler (marked as Rule 26-002881 - 002886)
- K. 2/12/07 Email from Alesandra Ferrari to Bill Hunt, Martin Chism, Ann Guizzardi, et al., re: Monoblock filler capper M05 28/12-150 s/n 1132M1 (marked as ACMA page 399 of 1407)
- L. 3/26/07 Surefil Purchase Order #100272C (marked as Rule 26-004718 – 004721)
- M. 4/4/07 Email from Tommy Hensch to Greta Toffoli re: request/progress (marked as ACMA page 1617 of 5092)
- N. 4/8/07 – 4/16/07 Service Report for Bill Fenner, Tommy Hensch, Busi and Petro (marked as Rule 26-002103)
- O. 4/12/07 Email from Bill Hunt to Alessandro Ferrari and Bob Farmer re: Surefil (marked as Rule 26-002894 - 002895)
- P. 4/19/07 Email from Mary Sparks to Shannon Shelton re: Surefil (marked as ACMA page 4442 of 5092)
- Q. 4/24/07 Email from Bruno Mezzadri to Mary Childress re: Surefil spare parts (marked as ACMA page 3061 - 3062 of 5092)
- R. 5/1/07 Email from Tommy Hensch to Gale Allen and Mark Creswell re: cap sorter (marked as Rule 26-004702 - 004703)
- S. 6/12/07 Surefil Debit Memo re: Omron Vision System (marked as Rule 26-002196)
- T. 5/21/07 Email from Martina Vincenzi to Martin Chism re: Surefil filler (1 page)

- U. 5/21/07 Email from John Bowerman to Martina Vincenzi re: Surefil's ACMA filler (marked as ACMA pages 272 - 273 of 5092)
- V. 5/22/07 Email from Emanuele Sacconi to Tommy Hensch re: Ethernet-zip files (marked as ACMA page 1303 - 1304 of 1407)
- W. 5/22/07 ACMA / GD Service Order for Tommy Hensch (from Hensch "Notebook" produced on August 13, 2008)
- X. 6/3/07 Email exchange between Bill Hunt, Bob Farmer, and Neil Adams re: M05 28/12-150-Urgent (marked as Rule 26-002870)
- Y. 6/5/07 Email from Tommy Hensch to Bob Farmer re: M05 28/12-150-Urgent (marked as Rule 26-004694-004695)
- Z. 6/8/07 Email from Tommy Hensch to John Bowerman re: Surefil 28/12-150 (marked as ACMA page 1358 – 1359 of 5092)
- AA. 6/8/07 Email from Bill Fenner to Tommy Hensch re: Surefil trip (from ACMA "pst" production on August 13, 2008)
- BB. 6/10/07 – 6/23/07 ACMA / GD Service Order for Tommy Hensch (marked as ACMA page 1370 of 1407)
- CC. 6/11/07 Email from Bill Hunt to Tommy Hensch re Surefil M05 28/12-150 (marked as ACMA page 4781 of 5092)
- DD. 6/11/07 Email from Bill Hunt to Bill Fenner, Bob Farmer, John Bowerman, and Ettore Bandieri re: Surefil trip – Very Urgent (marked as Rule 26-002871 – 002873)
- EE. 6/12/07 Email from Emanuele Sacconi to Bill Fenner, and Tommy Hensch re: Surefil test (marked as ACMA page 1781 of 5092)
- FF. 6/13/07 Email from Greta Toffoli to Bill Fenner re: Surefil manuals (marked as ACMA page 1598 of 5092)
- GG. 6/28/07 to 7/2/07 ACMA / GD Service Order for Bill Fenner and Emanuele Sacconi re: Surefil personnel training (marked as ACMA page 1382 of 1407)
- HH. 6/30/07 Email from Bill Hunt re: Manufacturing Facility Improvements (marked as Rule 26-004637 – 004638)

- II. 7/3/07 Email from Bruno Mezzadri to Bill Fenner and Martin Chism re Surefil Capper Motor Failure (marked as Rule 26-002874-2875)
- JJ. 7/17/07 Email from Dave Shinn to Bill Hunt re: Surefil – revised 2007 plan (marked as Rule 26-004690 - 004691)
- KK. 8/13/07 Email from Janet Baroody to Martina Vincenzi, Alessandra Ferrari, Georgio Rossetto, Emanuele Saccani, and Claudio Urbani re: Surefil capper motor failure (2 pages)
- LL. 8/13/07 Email from Martin Chism to Lucia DeStefani re: Surefil’s filler (marked as Rule 26-003092 - 003093)
- MM. 9/2/07 to 9/17/07 ACMA/GD Service Order for Tommy Hensch (marked as ACMA page 1396 - 1397 of 1407)
- NN. 9/3/07 Email from Giuseppe Marcanti to John Bowerman re: ACMA USA training session & Unilever Baltimore Start-up (marked as ACMA page 2618 - 2620 of 5092)
- OO. 9/10/07 Email from Martin Chism to Alessandra Ferrari, Martina Vincenzi and John Bowerman re: Surefil’s ACMA filler (marked as ACMA page 700 of 1407)
- PP. 9/11/07 Email from Bill Hunt to Martina Vincenzi, Martin Chism, Bruce Houseman, Chris Depoy, and Larry Davis re: specs for the 16-ounce “Dove” bottle (marked as ACMA page 1288 - 1289 of 1407)
- QQ. 9/11/07 Email from Martin Chism to Greta Toffolo re: Errors on Surefil’s filler PLC (marked as ACMA page 693 of 1407)
- RR. 9/11/07 Email from Bill Fenner to Emanuele Saccani re: Surefil’s ACMA/GD Filler (marked as ACMA page 1190 of 5092)
- SS. 9/11/07 Email from Giuseppe Marcanti to Ettore Bandieri re: URGENT: Surefil (marked as ACMA page 1253 – 1256 of 1407)
- TT. 9/11/07 Email from Giuseppe Marcanti to John Bowerman re: URGENT: Surefil (marked as ACMA page 1249 – 1251 of 1407)
- UU. 9/11/07 Email from Bill Fenner to Georgio Rossetto, Georgio Benazzi, and Martina Vincenzi re: Surefil (marked as ACMA page 1261 of 1407)

- VV. 9/15/07 Email from Bill Fenner to Tommy Hensch and John Bowerman re: Surefil 9/14 (from ACMA's "pst" production on August 13, 2008)
- WW. 9/21/07 Email from John Bowerman to Martin Chism re: Omron Camera (marked as Rule 26-002936)
- XX. 10/2/07 Email from Bill Hunt to Martin Chism and Alessandra Ferrari re: Capper Change Parts (marked as Rule 26-004712)
- YY. 10/4/07 Email from Martina Vincenzi to Bruce Houseman re: 12 ounce "Caress" cap size parts (marked as Rule 26-003015 - 003017)
- ZZ. 10/5/07 & 10/6/07 Surefil, LLC, Report of Commissioning (marked as Rule 26-004633 - 004636)
- AAA. 10/5/07 Email from Bill Fenner to Gianpaolo Gallina and Emanuele Saccani re: GALLINA/GIANPAOLO 05OCT BWI (marked as ACMA page 1631 of 5092)
- BBB. 10/6/07 ACMA / Corniana – Ocea Intervention Report by Gianpaolo Gallani and Emanuele Saccani (marked as ACMA page 1143 - 1144 of 1407)
- CCC. 10/16/07 Email from Tommy Hensch to Guiseppe Marcante re: Resignation – 2 Week Notice (marked as ACMA page 2214 - 2216 of 5092)
- DDD. 10/16/07 Email from Bill Fenner to Tommy Hensch re: Resignation – 2 Week Notice (marked as ACMA page 2208 of 5092)
- EEE. 10/23/07 Email from Tommy Hensch to Bill Fenner & John Bowerman Re: Change Parts (marked as ACMA page 1181 - 1182 of 1407)
- FFF. 10/27/07 Memo re: Line 2 Filler Failure by Surefil (marked as Rule 26-002933)
- GGG. 10/27/07 Email from Emanuele Saccani to Bill Fenner re: Omron Camera at Surefil (marked as ACMA page 1550 - 1551 of 5092)
- HHH. 10/27/07 Email from Emanuele Saccani to Doug Herr re: Surefil (marked as ACMA page 1174-1175 of 5092)

- III. 10/31/07 Memo from Craig R. Courts to John Bowerman re: Items to Commission / Fix ACMA Filler (marked as ACMA pages 84-86 of 1407)
- JJJ. 12/7/07 Email from Craig Courts to Guiseppe Marcante re: ACMA Filler Problems (marked as ACMA page 719 of 1407)
- KKK. 12/14/07 Email from John Bowerman to Davide Sarti re: ACMA Filler Problems (marked as ACMA page 543-547 of 1407)
- LLL. 12/31/07 Email from Guiseppe Marcante to Craig Courts re: Monoblock M05 28/12-150, s/n 1132M1 (marked as Rule 26-004652 - 004654)
- MMM. 1/8/08 Letter from Anthony A. Pearson, Esquire to ACMA U.S.A.
- NNN. 1/9/08 Memo by Paul Arnett re: Voicemail Message (marked as Rule 26-002325 - 002326)
- OOO. 1/31/08 Letter from W. R. Baldwin, III, to Anthony A. Pearson, Esquire
- PPP. 2/1/08 Email from Emanuele Saccani to Doug Herr re Filler Program (marked as Rule 26-003784-3785)
- QQQ. 2/2/08 Email from Bill Fenner to John Bowerman re: Surefil Machine Issues (marked as ACMA page 1458 of 5092)
- RRR. 2/8/08 – 2/16/08 ACMA Liquid Division Coriana – Ocea Service Form for Andrea Busi (marked as ACMA page 1079 of 1407)
- SSS. 3/20/08 Email from Susan Weaver to Janet Baroody re: Surefil Requesting RA# and full refund less freight (marked as Rule 26-003182)
- TTT. 4/8/08 Email from Guiseppe Marcante to John Bowerman re: Surefil (from ACMA's "pst" production on August 13, 2008)
- UUU. 5/1/08 Memo by Bruce Houseman re: ACMA Filler State Parameters Error (marked as Rule 26-002416)
- VVV. Report dated May 23, 2008 by Christopher E. Simmons
- WWW. 9/5/08 Letter from Christine A. Williams, Esquire to W.R. Baldwin, III, Esquire

- XXX. Photographs of machine (marked as ACMA page 1148, 1149 and 1160 of 1407)
- YYY. Video of machine taken at end of Mike Tracy's deposition on September 8 2008 (demonstrative)
- ZZZ. Video of machine (demonstrative)

SUREFIL, LLC,

By /s/ Christine A. Williams
Of Counsel

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CERTIFICATE OF SERVICE

I hereby certify that on this 31st day of October, 2008, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to:

W. R. Baldwin, III, Esquire
W. Reilly Marchant, Esquire
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